

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

MONICA RENEE METCALF,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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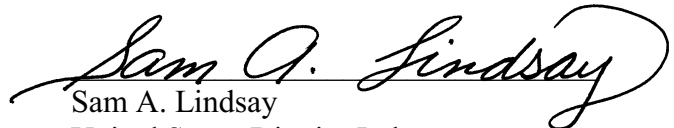
Civil Action No. **3:19-CV-2463-L**
(Criminal No. 3:15-CR-87-L-2)

ORDER

The Findings, Conclusions and Recommendation of the United States Magistrate Judge (“Report”) (Doc. 3) was entered on October 30, 2019, recommending that Petitioner’s habeas petition be construed as successive and transferred to the United States Court of Appeals for the Fifth Circuit. No objections to the Report were received as of the date of this order.

When a petition is deemed successive, the district court lacks subject matter jurisdiction unless a panel of the Fifth Circuit allows the successive petition to proceed. Having considered the pleadings, file, record in this case, and Report, the court determines that the findings and conclusions of the magistrate judge are correct, and **accepts** them as those of the court. Accordingly, the court **directs** the clerk of the court to transfer the habeas petition in this case to the Fifth Circuit for consideration.

It is so ordered this 27th day of November, 2019.


Sam A. Lindsay
United States District Judge